

H. B. No. 392, to Committee on State Affairs.

Senate Bill 122 Recommitted

On motion of Senator Bell and by unanimous consent of the Senate, S. B. No. 122 was recommitted to the Committee on State Highways and Motor Traffic.

Senate Bill 106 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 106, A bill to be entitled "An Act transferring funds and making an appropriation to the Secretary of State, supplementing the appropriation for seasonal help for the fiscal year ending August 31, 1953, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 106 on Third Reading

Senator Aikin moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 106 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|-----------|------------------|
| Aikin | Moore |
| Ashley | Parkhouse |
| Bell | Phillips |
| Bracewell | Rogers |
| Colson | of Childress |
| Corbin | Rogers of Travis |
| Fuller | Russell |
| Hardeman | Rutherford |
| Kazen | Sadler |
| Kelley | Secrest |
| Lane | Shireman |
| Latimer | Strauss |
| Lock | Wagonseller |
| Martin | Weinert |
| McDonald | Willis |
| Moffett | |

Absent

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Moore |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Russell |
| Hazlewood | Rutherford |
| Kazen | Sadler |
| Kelley | Secrest |
| Lane | Shireman |
| Latimer | Strauss |
| Lock | Wagonseller |
| Martin | Weinert |
| McDonald | Willis |

Adjournment

On motion of Senator Weinert, the Senate at 12:30 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

FIFTY-FOURTH DAY

(Tuesday, April 28, 1953)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Moore |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagonseller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent—Excused

Russell

A quorum was announced present.

Reverend Lawrence Bash, pastor of University Christian Church of Austin, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Russell was granted leave of absence for today on account of illness, on motion of Senator Rutherford.

Message From the House

Hall of the House of Representatives
Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 41—In honor of the Seventy-fifth Anniversary of the creation of the Sam Houston State Teachers College.

The House has concurred in Senate amendments to H. B. No. 349 by a vote of 119 yeas, 2 nays.

The House has concurred in Senate amendments to H. B. No. 621 by vote of 121 yeas, 0 nays.

The House has concurred in Senate amendments to H. B. No. 465 by vote of 127 yeas, 0 nays.

In compliance with the request of the Senate for a Conference Committee on S. J. R. No. 2, the House has appointed the following: Crosthwait, Abington, Yancy, Banks, Hinson.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Reports of Standing Committees

Senator Weinert submitted the following reports:

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 178, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass with committee amendments and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 745, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 642, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 627, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 578, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 464, have had the same under consideration, and we are instructed to report it back to the Senate with

the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 295, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 313, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 145, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 844, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Senator Hardeman submitted the following report:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage to whom was referred H. B. No. 423, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Senator Secrest submitted the following report:

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 324, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be not printed.

SECREST, Chairman.

Senator Lane submitted the following reports:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 477, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 321, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 455, have had the same under consideration, and we are instructed to report it back to the

Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 519, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 67, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee Substitute, adopted in lieu thereof, do pass and be printed.

LANE, Chairman.

C. S. S. B. No. 67 was read the first time.

Senator Fuller submitted the following reports:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 861, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 838, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 837, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 839, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 557, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 840, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 213, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 214, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 862, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 315, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 833, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 853, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 834, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 832, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Senator Secrest submitted the following reports:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 569, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECEST, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 684, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECREST, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 685, have had the same under consideration, and we

are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECREST, Chairman.

Senator Martin submitted the following reports:

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 228, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Chairman.

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 321, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Chairman.

Senator Ashley submitted the following report:

Austin, Texas,
April 14, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 445, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ASHLEY, Chairman.

Senator Lock submitted the following report:

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 227, have had same under consideration, and are reporting it back to the Senate with the recommendation that it do pass and be printed.

LOCK, Chairman.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 70—Extending an invitation to Mr. Abba Eban, United States ambassador from Israel, to address a joint session of the Fifty-third Legislature.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Bill and Resolution Signed

The President signed in the presence of the Senate, after the caption had been read, the following enrolled bill and resolution:

H. B. No. 458, A bill to be entitled "An Act to amend House Bill No. 275, Acts 52nd Legislature, 1951, Chapter 125, page 210, relating to wildlife resources in certain counties so as to include Red River and Titus Counties; and declaring an emergency."

S. C. R. No. 41—Approving the holding of a Seventy-fifth Anniversary of the founding of Sam Houston Normal Institute.

Senate Bill 326 on First Reading

Senator Martin moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

| | |
|-----------|------------------|
| Aikin | Lock |
| Ashley | Martin |
| Bell | McDonald |
| Bracewell | Moffett |
| Colson | Mopre |
| Corbin | Parkhouse |
| Fuller | Phillips |
| Hardeman | Rogers |
| Hazlewood | of Childress |
| Kazen | Rogers of Travis |
| Kelley | Rutherford |
| Lane | Sadler |
| Latimer | Secrest |

Shireman
Strauss
Wagonseller

Weinert
Willis

Absent—Excused

Russell

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Martin:

S. B. No. 326, A bill to be entitled "An Act making it unlawful for any person to tamper with, damage, or destroy any barricade placed upon any street, road or highway; making it unlawful for any person to disobey the instructions, signals, markings or warnings of any warning sign or device placed upon any street, road or highway; defining certain terms; providing that this Act shall not be applicable to certain persons lawfully engaged in their duties; providing penalties for violation of this Act; providing a savings clause; and declaring an emergency."

To the Committee on Criminal Jurisprudence.

Senate Bill 327 on First Reading

Senator Martin moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Moore |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagonseller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent—Excused

Russell

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Martin, Aikin, and Colson:

S. B. No. 327, A bill to be entitled "An Act authorizing the State Highway Commission to grant to day laborers eighty-eight (88) hours' vacation with full pay to such laborers who have worked for said State Highway Department for over six months."

To the Committee on State Affairs.
Senate Concurrent Resolution 43 on First Reading

Senator Rogers of Travis moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a resolution, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Moore |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagonseller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent—Excused

Russell

The following resolution was then introduced, read first time and referred to the committee indicated:

By Senator Rogers of Travis:

S. C. R. No. 43—Granting permission to State Board of Control to construct storage house and garage.

Whereas, An appropriation has been made by the 53rd Legislature for the construction of a storage house and garage on the Capitol Grounds for the purpose of storing trucks and other equipment for the State Board of Control; and

Whereas, Article 861 A of the Penal Code provides that a concurrent resolution shall be passed by the Legislature before such building can be constructed; now, therefore, be it

Resolved, By the Senate of Texas, the House of Representatives concurring, that permission be granted to build a storage house and garage on the east side of the Capitol Building to replace the old building now being used for storage.

To the Committee on Public Buildings and Grounds.

Senate Bill 328 on First Reading

Senator Sadler moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Moore |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagonseller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent—Excused

Russell

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Sadler and Aikin:

S. B. No. 328, A bill to be entitled "An Act to provide funds for the development of Aeronautics in Texas and also to provide funds for the Available Free School Fund of Texas; directing the Comptroller of Public Accounts on the first day of September, 1953, and on the first day of March, 1954, and on each succeeding first day of September and first day of March thereafter, to determine by

any proper method or formula the amount of gasoline used in aircraft and on which no application for refund of the tax has been made by any person or corporation and against which limitation has run for the period of six months next preceding the dates of September 1, 1953, and March 1, 1954, and each six months thereafter; and determining the amount of tax that would have been refunded had claims been filed according to law; and before any monies derived under levies made in Article XVII, Chapter 184, Acts of the Regular Session of the 47th Legislature, are placed in the State Treasury, the Comptroller and the State Treasurer are hereby directed to place the amount determined by the Comptroller herein in the Treasury for the development of Aeronautics in Texas by the Texas Aeronautics Commission, and for the use of the Available Free School Fund, the amount so determined to be divided equally between the Texas Aeronautics Commission and the Available Free School Fund; appropriating the amount determined by the Comptroller to the Texas Aeronautics Commission for the development of Aviation and to the Available Free School Fund; and declaring an emergency."

To the Committee on State Affairs.

Senate Bill 329 on First Reading

Senator Lock moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Moore |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagonseller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent—Excused**Russell**

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Lock:

S. B. No. 329, A bill to be entitled "An Act amending Subsection (c) of Section 3, Chapter 42, Acts of the 41st Legislature, Second Called Session, 1929, as amended, which chapter is codified as Article 1827a in Vernon's Texas Penal Code, by providing a different limitation on the length of vehicles or combinations of vehicles used primarily for transporting poles, piling, or other unrefined timber; repealing conflicting laws; and declaring an emergency."

To the Committee on State Highways and Motor Traffic.

Message From the Governor

The following message received from the Governor was read and was referred to the Committee on Nominations of the Governor:

Austin, Texas,
April 28, 1953.

To the Senate of the Fifty-third Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be branch pilot for Port Aransas Bar, Corpus Christi Bay and Tributaries for two-year term to expire April 1, 1955: Carl Joseph Bromley of Nueces County.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

**Senate Concurrent Resolution 39
Re-referred to Committee of the
Whole Senate**

Senator Weinert submitted the following motion in writing to the Senate:

Mr. President, I move that the Senate resolve itself into a Committee of the Whole to convene at 2:30 o'clock p. m. on Wednesday, April 29th, 1953, and at such times thereafter as such Committee of the Whole may deem advisable, for the purpose of considering Senate Concurrent Resolution No. 39, and I further move that Senate

Concurrent Resolution No. 39 be re-referred from the Committee on Civil Jurisprudence to such Committee of the Whole.

The motion was read and was adopted.

Presentation of Guests

Senator Rogers of Travis presented as guests of the Senate today the students of the Zion Lutheran School of Walburg, together with Mr. W. G. Blecke the teacher, to the Members of the Senate.

Senate Bill 67 Ordered Not Printed

On motion of Senator Lane and by unanimous consent of the Senate, the Committee Substitute for S. B. No. 67 was ordered not printed.

House Bill 858 Re-referred

On motion of Senator Lane and by unanimous consent of the Senate, H. B. No. 858 was withdrawn from the Committee on Civil Jurisprudence and re-referred to the Committee on Counties and County Boundaries.

**Local Game and Fish Bills
Ordered Not Printed**

On motion of Senator Fuller and by unanimous consent of the Senate, the following local Game and Fish Bills were ordered not printed:

S. B. No. 315, H. B. No. 861, H. B. No. 838, H. B. No. 837, H. B. No. 839, H. B. No. 557, H. B. No. 840, H. B. No. 213, H. B. No. 214, H. B. No. 862, H. B. No. 833, H. B. No. 853, H. B. No. 834 and H. B. No. 832.

Senate Bill 324 Ordered Not Printed

On motion of Senator Parkhouse and by unanimous consent of the Senate, S. B. No. 324 was ordered not printed.

**House Concurrent Resolution 70 on
Second Reading**

The President laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 70—Extending an invitation to Mr. Abba Eban, United States Ambassador from Israel, to address a Joint Session of the Legislature on May 24, 1953.

The resolution was read the second time and was adopted.

House Joint Resolution 16 on Third Reading

The President laid before the Senate for consideration at this time the following resolution on its third reading and final passage:

H. J. R. No. 16, Proposing an amendment to Section 19 of Article XVI of the Constitution of the State of Texas to provide that the qualifications for service on grand and petit juries shall not be denied or abridged by reason of sex; providing for an election and the issuance of a proclamation therefor; and appropriating funds for the financing thereof.

The resolution was read the third time.

On motion of Senator Shireman and by unanimous consent of the Senate the caption of the resolution was amended to conform to the body of the resolution as amended.

The resolution, as amended, was passed by the following vote:

Yeas—23

| | |
|-----------|------------------|
| Aikin | Parkhouse |
| Bell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hazlewood | Rutherford |
| Kelley | Sadler |
| Latimer | Secrest |
| Lock | Shireman |
| Martin | Strauss |
| Moffett | Wagon seller |
| Moore | Willis |

Nays—7

| | |
|-----------|----------|
| Ashley | Lane |
| Bracewell | McDonald |
| Hardeman | Weinert |
| Kazen | |

Absent—Excused

Russell

Senate Bill 171 on Second Reading

On motion of Senator Lock and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 171, A bill to be entitled "An Act making an emergency appro-

priation for the Industrial Accident Board; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 171 on Third Reading

Senator Lock moved that the Constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 171 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Moore |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagon seller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent—Excused

Russell

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Moore |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagon seller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent—Excused

Russell

Presentation of Guests

Senator Weinert, by unanimous of the Senate, presented as guests today the eighth grade of the Mary B. Erskine Junior High School of Seguin, together with teachers Betty Koepp, George Norris, Vernelle Cauley and Lillian Menke, to the Members of the Senate.

Reports of Standing Committees

Senator Latimer, by unanimous consent, submitted the following report:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Buildings and Grounds, to whom was referred S. C. R. No. 43, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LATIMER, Chairman.

By unanimous consent, Senator Strauss submitted the following report:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 326, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STRAUSS, Chairman.

Motion to Place Senate Bill 89 on Second Reading

Senator Rogers of Travis asked unanimous consent to suspend the regular order of business and take up S. B. No. 89 for consideration at this time.

There was objection.

Senator Rogers of Travis then moved to suspend the regular order of business and take up S. B. No. 89 for consideration at this time.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—15

| | |
|-----------|------------------|
| Aikin | Rogers |
| Ashley | of Childress |
| Hardeman | Rogers of Travis |
| Hazlewood | Rutherford |
| Latimer | Secrest |
| Moffett | Strauss |
| Moore | Wagonseller |
| Phillips | Weinert |

Nays—13

| | |
|-----------|-----------|
| Bracewell | Martin |
| Corbin | McDonald |
| Fuller | Parkhouse |
| Kazen | Sadler |
| Kelley | Shireman |
| Lane | Willis |
| Lock | |

Absent

| | |
|------|--------|
| Bell | Colson |
|------|--------|

Absent—Excused

Russell

**Committee Substitute
Senate Bill 93 on Second Reading**

Senator Willis asked unanimous consent to suspend the regular order of business to take up for consideration at this time C. S. S. B. No. 93.

There was objection.

Senator Willis then moved to suspend the regular order of business and take up C. S. S. B. No. 93 at this time.

The motion prevailed by the following vote:

Yeas—24

| | |
|-----------|------------------|
| Ashley | Moffett |
| Bell | Parkhouse |
| Bracewell | Phillips |
| Corbin | Rogers |
| Fuller | of Childress |
| Hardeman | Rogers of Travis |
| Hazlewood | Rutherford |
| Kazen | Sadler |
| Kelley | Secrest |
| Lane | Shireman |
| Latimer | Wagonseller |
| Lock | Willis |
| McDonald | |

Nays—5

| | |
|--------|---------|
| Aikin | Strauss |
| Colson | Weinert |
| Martin | |

Absent

Moore

Absent—Excused**Russell**

The President laid before the Senate for consideration at this time on its second reading and passage to engrossment, the following bill:

C. S. S. B. No. 93, A bill to be entitled "An Act amending subsection (c) of Section 3 of House Bill 336, Chapter 282, Acts of the Forty-second Legislature, Regular Session, 1931, as amended, regulating the length of vehicles and combinations of vehicles; etc., and declaring an emergency."

The bill was read the second time.

Senator Willis offered the following committee amendment to the bill:

Amend committee substitute to S. B. No. 93, Section 1, by striking out the words and figures sixty (60) and substituting therefor fifty-five (55).

The committee amendment was adopted.

Senator Bracewell offered the following amendment to the bill:

Amend S. B. No. 93 by adding the following at the end of Section 1 thereof:

"No mobile home, as the same is defined herein, shall be entitled to the exemption contained in this subsection unless the owner thereof shall have paid all taxes, including ad valorem taxes, and fees due and payable under the laws of this State, levied on said mobile home."

The amendment was adopted.

The bill, as amended, was passed to engrossment.

Motion to Place Committee Substitute Senate Bill 93 on Third Reading

Senator Willis moved that the Constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 93 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—21

| | |
|-----------|----------|
| Ashley | Fuller |
| Bracewell | Hardeman |

Hazlewood
Kazen
Latimer
Lock
McDonald
Moffett
Moore
Parkhouse
Phillips

Rogers
of Childress
Rogers of Travis
Rutherford
Sadler
Secrest
Shireman
Wagonseller
Willis

Nays—6

Aikin
Colson
Lane

Martin
Strauss
Weinert

Absent

Bell
Corbin

Kelley

Absent—Excused**Russell**

House Joint Resolution 10 on Second Reading

Senator Hardeman moved to suspend the regular order of business to take up and consider H. J. R. No. 10 at this time (the resolution having been read the second time on Wednesday, April 15, 1953, with an amendment, as amended, pending).

The motion prevailed by the following vote:

Yeas—23

Aikin
Ashley
Bell
Bracewell
Colson
Fuller
Hardeman
Hazlewood
Kazen
Kelley
Lock
Moore

Parkhouse
Phillips
Rogers
of Childress
Rogers of Travis
Rutherford
Sadler
Secrest
Shireman
Wagonseller
Weinert
Willis

Nays—5

Lane
Latimer
Martin

Moffett
Strauss

Absent

Corbin

McDonald

Absent—Excused**Russell**

The President then laid H. J. R. No. 16 before the Senate on its second reading.

Question—Shall the amendment by Senator Hardeman to H. J. R. No. 10, as amended, be adopted?

Reports of Standing Committees

By unanimous consent, Senator Hardeman submitted the following report:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 836, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

By unanimous consent, Senator Secrest submitted the following report:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 858, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECREST, Chairman.

House Bill 858 Ordered Not Printed

On motion of Senator Moffett, and by unanimous consent, H. B. No. 858 was ordered not printed.

Recess

On motion of Senator Aikin, the Senate, at 12:01 o'clock p. m., took recess until 2:30 o'clock p. m. today.

After Recess

The President called the Senate to order at 2:30 o'clock p. m. today.

House Bill 859 Re-referred

On motion of Senator Moffett and by unanimous consent of the Senate, H. B. No. 859 was withdrawn from the Committee on Finance and re-referred to the Committee on Counties and County Boundaries.

Leave of Absence

Senator Moore was granted leave of absence for today on account of important business on motion of Senator Corbin.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

Senate Concurrent Resolution No. 31, Authorizing the Governor to accept on behalf of the State a transfer of the trust responsibilities of the United States respecting the lands and other assets of the Alabama and Coushatta Indian Tribes. And further authorizing him to designate a state agency to handle these responsibilities.

H. C. R. No. 85, Suspending the joint rules of the two houses.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Resolution 251

Senator Wagon seller offered the following resolution:

Whereas, We are honored to have on the floor of the Senate, Judge Ben Boyd of the Court of Civil Appeals of the Second Supreme Judicial District, and

Whereas, Judge Boyd is an outstanding and distinguished Judge of North Texas, now therefore, be it

Resolved, That Judge Boyd be extended the privileges of the floor for the day.

The resolution was read and was adopted.

Senator Wagon seller presented Judge Ben Boyd to the Members of the Senate.

Presentation of Guests

Senator Strauss and Senator Bell, by unanimous consent of the Senate, presented as guests of the Senate today Mr. Walter Malec of Hallettsville and Mr. Joe Malec of Yoakum, publishers of six newspapers in the

Eighteenth and Fifteenth Senatorial Districts, to the Members of the Senate.

Reports of Standing Committee

By unanimous consent, Senator Secrest submitted the following reports:

Austin, Texas,
April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 357, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECREST, Chairman.

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 654, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECREST, Chairman.

House Joint Resolution 10 on Second Reading

The President laid before the Senate as pending business H. J. R. No. 10 on its second reading and passage to third reading, with an amendment by Senator Hardeman, as amended, pending.

Question—Shall the amendment by Senator Hardeman to H. J. R. No. 10, as amended, be adopted?

Senator Wagonseller offered the following amendment to the amendment:

Amend the amendment to H. J. R. No. 10 by striking out Section 2-a of Section 1.

The amendment to the amendment was adopted by the following vote:

Yeas—19

| | |
|-----------|-----------|
| Aikin | Kazen |
| Ashley | Latimer |
| Bracewell | Lock |
| Fuller | McDonald |
| Hardeman | Parkhouse |
| Hazlewood | |

| | |
|--------------|-------------|
| Rogers | Shireman |
| of Childress | Strauss |
| Rutherford | Wagonseller |
| Sadler | Weinert |
| Secrest | |

Nays—8

| | |
|--------|------------------|
| Bell | Martin |
| Colson | Moffett |
| Corbin | Phillips |
| Lane | Rogers of Travis |

Absent

| | |
|--------|--------|
| Kelley | Willis |
|--------|--------|

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

Senator Shireman offered the following amendment to the amendment:

Amend Amendment No. 2 to H. J. R. No. 10, Sec. 1, by striking the period following the word "legislation" at the end of "Section 2" and inserting a "semi-colon" and adding "provided that any member of the Armed Forces of the United States or component branches thereof or in the military service of the United States may vote only in the county in which he or she resided at the time of entering such service."

The amendment to the amendment was adopted.

Senator Parkhouse asked to be recorded as voting "nay" on the adoption of the above amendment.

Senator Hardeman offered the following amendment to the amendment:

Amend H. J. R. No. 10, Section 2, by striking the following phrases from the "For" and "Against" clauses in each instance "and providing for poll tax exemptions for former members of the Armed Forces of the United States" and substituting the following in each clause: "and providing for the repeal of poll tax exemptions for members of the Armed Forces of the United States."

The amendment to the amendment was adopted.

The amendment, as amended, was then adopted by the following vote:

Yeas—25

| | |
|--------|-----------|
| Ashley | Bracewell |
| Bell | Corbin |

| | |
|-----------|------------------|
| Fuller | Rogers |
| Hardeman | of Childress |
| Hazlewood | Rogers of Travis |
| Kazen | Rutherford |
| Kelley | Sadler |
| Lane | Secrest |
| Latimer | Shireman |
| Lock | Strauss |
| Martin | Wagonseller |
| Parkhouse | Weinert |
| Phillips | Willis |

Nays—4

| | |
|--------|----------|
| Aikin | McDonald |
| Colson | Moffett |

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

On motion of Senator Hardeman, and by unanimous consent of the Senate, the caption of the resolution was amended to conform to the body of the resolution as amended.

The resolution, as amended, was passed to third reading.

House Joint Resolution 10 on Third Reading

Senator Hardeman moved that the Constitutional rule requiring resolutions to be read on three several days be suspended and that H. J. R. No. 10 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Parkhouse |
| Bell | Phillips |
| Bracewell | Rogers |
| Colson | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagonseller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent

Corbin

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—28

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Parkhouse |
| Bell | Phillips |
| Bracewell | Rogers |
| Colson | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Wagonseller |
| Lock | Weinert |
| Martin | Willis |
| McDonald | |

Absent

Corbin

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

House Resolution on First Reading

The following resolution received from the House was read first time and was referred to the committee indicated:

H. C. R. No. 85, to the Committee on Civil Jurisprudence.

Report of Standing Committee

By unanimous consent, Senator Hardeman submitted the following report:

Austin, Texas,
April 28, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage to whom was referred H. B. No. 456, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Senate Bill 93 on Third Reading

Senator Willis moved to suspend the Constitutional rule requiring bills to be read on three several days and that S. B. No. 93 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Parkhouse |
| Bell | Phillips |
| Bracewell | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Hazlewood | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Wagonseller |
| Latimer | Weinert |
| Lock | Willis |
| McDonald | |

Nays—3

| | |
|--------|---------|
| Colson | Strauss |
| Martin | |

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

Senator Willis then asked unanimous consent to suspend the regular order of business and that S. B. No. 93 be placed on its third reading and final passage.

There was no objection offered.

The President laid before the Senate for consideration at this time on its third reading and final passage the following bill:

S. B. No. 93, A bill to be entitled "An Act amending subsection (c) of Section 3 of House Bill 336, Chapter 282, Acts of the Forty-second Legislature, Regular Session, 1931, as amended, regulating the length of vehicles and combinations of vehicles; providing that no motor vehicle and house trailer combination shall exceed a total length of fifty-five (55) feet; prohibiting such motor vehicle and house trailer combination from traveling public highways of this State during certain hours; and declaring an emergency."

The bill was read the third time.

On motion of Senator Willis, and by unanimous consent of the Senate, the caption of the bill was amended to conform to the body of the bill, as amended.

The bill was then finally passed.

Motion to Place Senate Bill 3 on Second Reading

Senator Ashley asked unanimous

consent to suspend the regular order of business to take up and consider S. B. No. 3 at this time.

There was objection.

Senator Ashley then moved to suspend the regular order of business and that S. B. No. 3 be laid out for consideration at this time.

The motion was lost by the following vote:

Yeas—14

| | |
|----------|-------------|
| Aikin | Moffett |
| Ashley | Phillips |
| Colson | Sadler |
| Hardeman | Secrest |
| Lock | Wagonseller |
| Martin | Weinert |
| McDonald | Willis |

Nays—15

| | |
|-----------|------------------|
| Bell | Latimer |
| Bracewell | Parkhouse |
| Corbin | Rogers |
| Fuller | of Childress |
| Hazlewood | Rogers of Travis |
| Kazen | Rutherford |
| Kelley | Shireman |
| Lane | Strauss |

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

Senate Bill 191 on Second Reading

The President laid before the Senate as pending business S. B. No. 191 on its second reading and passage to engrossment (the bill having been read the second time on Tuesday, April 7, 1953, with an amendment by Senator Wagonseller, and a motion to table the amendment pending).

Question—Shall the amendment by Senator Wagonseller to S. B. No. 191 be tabled?

The motion to table prevailed.

Senator Lane offered the following amendment to the bill:

Amend Senate Bill No. 191, by adding a new paragraph at the end of Section 1 thereof to read as follows:

"The Texas Prison System is authorized to manufacture, assemble, and produce school bus bodies for the sale to the Public Schools of this State, and there is appropriated out of the Prison Revolving Fund in the General

Revenue Fund to the Texas Prison System, any money necessary for such labor, materials and equipment to be used in the manufacturing, assembling and mounting on chassis of such school bus bodies. The State Board of Control is authorized to make contracts with the Texas Prison System for the purchase of such school bus bodies for the Public Schools of this State when such school bus bodies are manufactured and assembled and mounted on chassis by the Prison System at an equal quality and price as can be bought in the open market."

The amendment was read.

(Senator Weinert in the Chair.)

Senator Martin moved the previous question on the pending amendment and passage of S. B. No. 191 to engrossment and the previous question was duly seconded.

Question—Shall the previous question be now put?

The previous question was ordered by the following vote:

Yeas—16

| | |
|-----------|------------------|
| Aikin | Martin |
| Ashley | Moffett |
| Bracewell | Rogers |
| Colson | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Shireman |
| Hazlewood | Strauss |
| Lane | Weinert |
| Lock | |

Nays—11

| | |
|-----------|-------------|
| Bell | Phillips |
| Corbin | Sadler |
| Kazen | Secrest |
| Kelley | Wagonseller |
| McDonald | Willis |
| Parkhouse | |

Absent

| | |
|---------|------------|
| Latimer | Rutherford |
|---------|------------|

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

Question on the adoption of the amendment by Senator Lane to S. B. No. 191, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—16

| | |
|-----------|--------------|
| Ashley | McDonald |
| Bracewell | Phillips |
| Colson | Rogers |
| Hardeman | of Childress |
| Hazlewood | Sadler |
| Lane | Shireman |
| Latimer | Strauss |
| Lock | Weinert |
| Martin | |

Nays—13

| | |
|---------|------------------|
| Aikin | Parkhouse |
| Bell | Rogers of Travis |
| Corbin | Rutherford |
| Fuller | Secrest |
| Kazen | Wagonseller |
| Kelley | Willis |
| Moffett | |

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

The bill, as amended, was passed to engrossment.

Record of Vote

Senator Parkhouse asked to be recorded as voting "nay" on the passage of S. B. No. 191 to engrossment.

Senate Bill 191 on Third Reading

Senator Martin moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 191 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

| | |
|-----------|--------------|
| Aikin | Lock |
| Ashley | Martin |
| Bell | McDonald |
| Bracewell | Moffett |
| Colson | Phillips |
| Corbin | Rogers |
| Fuller | of Childress |
| Hardeman | Sadler |
| Kazen | Secrest |
| Kelley | Shireman |
| Lane | Strauss |
| Latimer | Weinert |

Nays—5

| | |
|------------------|-------------|
| Parkhouse | Wagonseller |
| Rogers of Travis | Willis |
| Rutherford | |

Absent**Hazlewood****Absent—Excused****Moore****Russell**

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 330 on First Reading

Senator Aikin moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—27

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Parkhouse |
| Bracewell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Rogers of Travis |
| Hardeman | Rutherford |
| Kazen | Sadler |
| Kelley | Secrest |
| Lane | Shireman |
| Latimer | Strauss |
| Lock | Wagonseller |
| Martin | Weinert |
| McDonald | Willis |

Absent**Bell** **Hazlewood****Absent—Excused****Moore****Russell**

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Aikin:

S. B. No. 330, A bill to be entitled "An Act to amend H. B. 426, General and Special Laws of Texas, Chapter 499, page 1441, subsection 25, Acts of 52nd Legislature, Regular Session, 1951; providing for a repealing clause, saving clause; and declaring an emergency."

To the Committee on Finance.

Senate Bill 15 on Second Reading

Senator Wagonseller asked unanimous consent to suspend the regular order of business and take up S. B. No. 15 for consideration at this time.

There was objection.

(President in the Chair.)

Senator Wagonseller then moved to suspend the regular order of business and take up S. B. No. 15 for consideration at this time.

The motion prevailed by the following vote:

Yeas—25

| | |
|-----------|------------------|
| Aikin | Moffett |
| Ashley | Parkhouse |
| Bell | Phillips |
| Bracewell | Rogers |
| Colson | of Childress |
| Corbin | Rogers of Travis |
| Fuller | Rutherford |
| Kazen | Secrest |
| Kelley | Shireman |
| Latimer | Strauss |
| Lock | Wagonseller |
| Martin | Weinert |
| McDonald | Willis |

Nays—3

| | |
|----------|--------|
| Hardeman | Sadler |
| Lane | |

Absent**Hazlewood****Absent—Excused****Moore****Russell**

The President laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 15, A bill to be entitled "An Act amending Art. 11.02, Art. 11.10, Art. 11.12 and Art. 11.17 of Senate Bill 236 known as the Insurance Code, Acts 1951, 52nd Legislature; providing that this Act shall not apply to companies now doing business; providing severability; and declaring an emergency."

The bill was read the second time.

Question—Shall S. B. No. 15 be passed to engrossment?

Adjournment

Senator Hardeman moved the Sen-

ate stand adjourned until 10:30
o'clock a. m. tomorrow.

Yeas and nays were demanded.

The motion to adjourn prevailed
by the following vote:

Yeas—15

| | |
|-----------|------------------|
| Aikin | Moffett |
| Bracewell | Rogers of Travis |
| Hardeman | Rutherford |
| Kelley | Sadler |
| Lane | Secrest |
| Latimer | Shireman |
| Lock | Weinert |
| McDonald | |

Nays—12

| | |
|-----------|--------------|
| Bell | Phillips |
| Colson | Rogers |
| Corbin | of Childress |
| Fuller | Strauss |
| Kazen | Wagon seller |
| Martin | Willis |
| Parkhouse | |

Absent

| | |
|--------|-----------|
| Ashley | Hazlewood |
|--------|-----------|

Absent—Excused

| | |
|-------|---------|
| Moore | Russell |
|-------|---------|

Accordingly, the Senate at 4:58
o'clock p. m. adjourned until 10:30
o'clock a. m. tomorrow.

In Memory of
Mrs. Florence Boyd Heath

Senator Colson offered the following resolution:

(Senate Resolution 249)

Whereas, On April 19, 1953, the City of Madisonville and the State of Texas lost a prominent and beloved citizen when Mrs. Florence Boyd Heath was called to her Heavenly Reward; and

Whereas, Mrs. Heath was born in Attala County, Mississippi, on March 21, 1869, and moved to Madison County with her parents when she was four years of age; and

Whereas, After securing an education, she engaged in the teaching profession until her marriage to Jesse Neal Heath on January 25, 1888; and

Whereas, Mrs. Heath was a member of the Methodist Church and observed in her daily living the highest principles of Christianity and Methodism; and

Whereas, She was endowed with a constructive mind and a sympathetic understanding of problems of others, and participated generously in all civic, religious and charitable enterprises; and

Whereas, Mrs. Heath found comfort and joy in her life of devotion to her family and friends; now, therefore be it

Resolved, By the Senate of the Fifty-third Legislature of the State of Texas, that the sympathy of this Body be extended to her bereaved family; that a page in the Journal be set aside as a memorial to her; and that official copies of this Resolution be sent to her daughters, Mrs. Ola Heath Garrett, Mrs. Luther Hensarling, Sr., Mrs. Mary Stephens, Mrs. E. M. Rhodes, Mrs. M. Y. Vick and Mrs. Jim Baker; her sons, Honorable Charlie N. Heath, Dr. J. B. Heath and Mr. O. D. Heath; her three sisters, Mrs. Eva Horton, Mrs. Mamie Shandley and Mrs. Ella Dickson; and her brother, Mr. Lee Boyd; and, be it further

Resolved, That when the Senate adjourns today, it do so in tribute to Mrs. Florence Boyd Heath, whose deeds will live long in the memory of her multitude of friends.

The resolution was read and was adopted by a rising vote of the Senate.

In Memory of
Judge Hugh Carney

Senator Aikin offered the following resolution:

(Senate Resolution 250)

Whereas, God in His infinite wisdom has called from these earthly labors Honorable Hugh Carney of Atlanta, Texas, where he had resided for more than fifty years; and

Whereas, Judge Carney was one of the outstanding lawyers in this State and one of its finest citizens; and

Whereas, He had served four years as County Attorney of Cass County, four years as District Attorney of Cass and Bowie Counties, and for eight years was District Judge of the Fifth District Court; and

Whereas, Judge Carney was the father of our former distinguished colleague, Senator Howard A. Carney; and

Whereas, We desire to express to him and the other members of the family our sincere sympathy in their great loss; now, therefore, be it

Resolved, By the Senate of the State of Texas, that a copy of this resolution be mailed to the members of the family, and that when the Senate adjourns today, it do so out of honor and respect to the memory of Honorable Hugh Carney.

AIKIN
LANE
MARTIN
ASHLEY
COLSON

Signed—Ben Ramsey, Lieutenant Governor; Bell, Bracewell, Corbin, Fuller, Hardeman, Hazlewood, Kazen, Kelley, Latimer, Lock, McDonald, Moffett, Moore, Parkhouse, Phillips, Rogers of Childress, Rogers of Travis, Russell, Rutherford, Sadler, Secrest, Shireman, Strauss, Wagonseller, Weinert, Willis.

The resolution was read.

On motion of Senator Hardeman, the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted by a rising vote of the Senate.